

1 AN ACT relating to providing free feminine hygiene products for women inmates.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 197.020 is amended to read as follows:

4 (1) The Department of Corrections shall:

5 (a) Promulgate administrative regulations for the government and discipline of
6 the penitentiary, for the government and official conduct of all officials
7 connected with the penitentiary, and for the government of the prisoners in
8 their department and conduct;

9 (b) Promulgate administrative regulations for the character of food and diet of the
10 prisoners; the preservation of the health of the prisoners; the daily cleansing of
11 the penitentiary; the cleanliness of the persons of the prisoners; the general
12 sanitary government of the penitentiary and prisoners; the character of the
13 labor; the quantity of food and clothing; and the length of time during which
14 the prisoners shall be employed daily;

15 (c) Promulgate administrative regulations, as the department deems necessary, for
16 the disposition of abandoned, lost, or confiscated property of prisoners;

17 (d) Promulgate administrative regulations for the administration of a validated
18 risk and needs assessment to assess the criminal risk factors and correctional
19 needs of all inmates upon commitment to the department;

20 (e) Promulgate administrative regulations to create a certification process for
21 county jails that may house female state inmates. The administrative
22 regulations shall include a requirement of a physical barrier between male and
23 female inmates;

24 **(f) Promulgate administrative regulations to make an adequate number of at**
25 **least one (1) type of feminine hygiene product available to female inmates at**
26 **no cost. For the purposes of this paragraph, "feminine hygiene product"**
27 **includes tampons, sanitary napkins, menstrual sponges, menstrual cups,**

1 *and similar menstrual hygiene products;* and

2 ~~(g)~~~~(f)~~ Cause the administrative regulations promulgated by the department,
3 together with the law allowing commutation of time to prisoners for good
4 conduct, to be printed and posted in conspicuous places in the cell houses and
5 workshops.

6 (2) The department may impose a reasonable fee for the use of medical facilities by a
7 prisoner who has the ability to pay for the medical and dental care. These funds may
8 be deducted from the prisoner's inmate account. A prisoner shall not be denied
9 medical or dental treatment because he has insufficient funds in his inmate account.

10 (3) The department may promulgate administrative regulations in accordance with KRS
11 Chapter 13A to implement a program that provides for reimbursement of telehealth
12 consultations.

13 (4) Fees for the use of medical facilities by a state prisoner who is confined in a county
14 jail pursuant to KRS 532.100 or other statute shall be governed by KRS 441.045.